

**In re Tesla, Inc. Securities Litigation, Case No. 3:18-cv-04865-EMC (N.D. Cal.)**  
**Defendants' Disclosures for Day 5 - January 24, 2023**

<b>Witness</b>	<b>Ex.</b>	<b>Plaintiff's Objection</b>	<b>Defendants' Response</b>	<b>Ruling</b>
Aaron Chew	11	No objection	N/A	
Dan Dees	8	No objection	N/A	
Dan Dees	12	No objection	N/A	
Dan Dees	101	No objection	N/A	
Dan Dees	186	No objection	N/A	
Dan Dees	199	No objection	N/A	
Dan Dees	201	No objection	N/A	
Dan Dees	231	No objection	N/A	
Dan Dees	234	No objection	N/A	
Dan Dees	235	No objection	N/A	
Dan Dees	243	No objection	N/A	
Dan Dees	244	No objection	N/A	
Dan Dees	250	No objection	N/A	
Dan Dees	251	No objection	N/A	
Dan Dees	252	No objection	N/A	
Dan Dees	253	No objection	N/A	
Dan Dees	254	No objection	N/A	
Dan Dees	256	No objection	N/A	
Dan Dees	261	No objection	N/A	
Dan Dees	263	No objection	N/A	
Dan Dees	265	No objection	N/A	
Dan Dees	266	No objection	N/A	
Dan Dees	361	No objection	N/A	
Dan Dees	817	No objection	N/A	
Dan Dees	818	No objection	N/A	

**In re Tesla, Inc. Securities Litigation, Case No. 3:18-cv-04865-EMC (N.D. Cal.)****Defendants' Disclosures for Day 5 - January 24, 2023**

<b>Witness</b>	<b>Depo.</b>	<b>Plaintiff's Objection</b>	<b>Defendants' Response</b>	<b>Ruling</b>
Aaron Chew	42:20-23	No objection	N/A	
Aaron Chew	47:15-47:18 48:12-48:17	No objection	N/A	
Aaron Chew	84:13-86:7	No objection	N/A	
Aaron Chew	91:7-22	No objection	N/A	
Aaron Chew	108:5-7	Fed. R. Evid. 701. Mr. Chew gives an expert opinion that he could not reach out to shareholders beforehand "Because it's illegal." This is improper lay person testimony. There is no basis for Mr. Chew's opinion that it would be illegal to reach out to some shareholders beforehand.	Plaintiff designated Mr. Chew's testimony that the law would not allow Mr. Musk to disclose material, non-public information to <i>some</i> shareholders but not others: "[B]ecause of Reg FD and material non-public information, there was no -- <i>you couldn't have reached out to shareholders beforehand to get their opinion.</i> " However, Plaintiff seeks to omit the remainder of Mr. Chew's testimony (just one line) wherein he explained his understanding that sharing material, non-public information would violate Reg FD. Mr. Chew's testimony must be included for completeness. Further, Mr. Chew was not giving expert testimony; he was explaining why Mr. Musk/Tesla must disclose material, non-public information to the market as a whole, not selectively.	
Aaron Chew	128:13-16	No objection.	N/A	
Aaron Chew	129:18-130:07	No objection.	N/A	